

IN THE DISTRICT COURT OF OKMULGEE COUNTY  
STATE OF OKLAHOMA

TERRY HAMILTON,

Plaintiff,

v.

The Hartford Financial Services  
Group Inc.,  
Hartford Life and Accident Inc.,  
Hartford Fire Inc.,

Defendant.

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)  
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)

CASE NO:

CJ-2015- 139  
CJ-2015

ATTORNEYS LIEN CLAIMED

JURY TRIAL DEMANDED

LAW DEPARTMENT

SEP 14 2015

LITIGATION UNIT

PETITION

COMES NOW the Plaintiff, Terry Hamilton, and for his cause of action against the Defendants, the Hartford Financial Services Group. Inc., Hartford Life and Accident Inc., and Hartford Fire Inc. (hereinafter referred to as Defendants) hereby alleges and states as follows, to-wit:

PARTIES

1. Plaintiff, Terry Hamilton (hereinafter sometimes referred to as "Plaintiff"), resides in Okmulgee County, Oklahoma.
2. Defendants are a foreign company licensed to and do conduct business in the State of Oklahoma.
3. Do to their association and organization, Defendants are liable for the actions of the others and/or their affiliated companies.
4. The events that give rise to the suit stem from an auto accident that occurred in Tulsa, County, Tulsa, Oklahoma.
5. This Court has subject matter jurisdiction over this case pursuant to the Oklahoma Constitution, Art. 7, Sec. 7.

Exhibit

1

6. Due to their association and organization, Defendants are each liable for the actions of the others and/or their affiliated companies.
7. Venue is proper under 12 O.S. 137, 187

#### **COUNT ONE – BREACH OF CONTRACT**

8. On out about September 8, 2010, in Tulsa County, Oklahoma, Plaintiff was involved in an automobile accident.
9. As a result of the accident, Plaintiff suffered bodily injuries, pain and suffering, and other personal injuries.
10. At the time of the accident, Plaintiff was insured for an Accidental Dismemberment Policy of Insurance written by the Defendants.
11. As an insured, Plaintiff is entitled to timely payment of policy benefits including but not limited to Accidental Dismemberment coverage.
12. Defendants have failed to make timely payment of the accidental dismemberment coverage and as such have breached the contract of insurance.
13. Additionally, Defendants failed to timely, properly, fully, and reasonably investigate the facts of the accident as well as the subsequent injuries to reasonably evaluate and pay Plaintiff's claim.

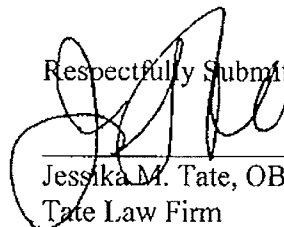
#### **COUNT TWO- PUNITIVE DAMAGES**

14. Plaintiff hereby adopts and re-alleges each of the facts and allegations set forth above.
15. The actions of Defendants during the handling of the Plaintiff's claim demonstrate they intentionally, and with malice, breached their duty to deal fairly and in good faith. The actions of Defendants were intentional, malicious and consistent with an overall

collective corporate goal of increasing profits through the systematic reduction or avoidance of claims. The Plaintiff therefore seeks punitive damages in amount in excess of 75,001.00.

WHEREFORE, Plaintiff prays for judgment against the Defendants in an amount in excess of \$75,001.00 for compensatory damages, punitive damages, together with attorney's fees, costs of this action, interest, and for such other relief as the court may deem just proper.

Respectfully Submitted,



Jessika M. Tate, OBA# 22103

Tate Law Firm

510 N. Sheridan Rd., Suite A

Tulsa, OK 74115

Phone: (918) 805-3955

Fax: (918) 430-3516

Attorney for the Plaintiff

**ORIGINAL SUMMONS**  
IN THE DISTRICT COURT OF ~~ADAMS~~ COUNTY  
STATE OF OKLAHOMA, ~~5th~~ ~~State~~ ~~of~~ ~~Adams~~ ~~County~~ ~~in~~ ~~the~~ ~~State~~ ~~of~~ ~~Oklahoma~~, ~~Case~~ ~~No.~~ ~~2019-00000~~

\_\_\_\_\_

Case No. 100-1-1-1

Plaintiff(s)

Attorney(s) for Plaintiff(s)

Name \_\_\_\_\_

Address 211 \_\_\_\_\_

VS-11

\_\_\_\_\_

Defendant(s)

Telephone \_\_\_\_\_

To the above-named defendant(s)

Appointed to serve, PSL# \_\_\_\_\_

Authorized by \_\_\_\_\_

You have been sued by the above named plaintiff(s), and you are directed to file a written answer to the attached petition and order in the court at the above address within twenty (20) days after service of this summons upon you exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the plaintiff. Unless you answer the petition within the time stated judgment will be rendered against you with costs of the action.

Issued this 1 day of January, 2011

Sally Howe-Smith, Court Clerk

By \_\_\_\_\_, Deputy Court Clerk

(Seal)

This summons and order was served on

(date of service)

(Signature of person serving summons)

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THIS SUMMONS.

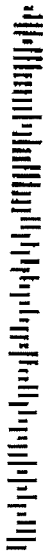
**Return ORIGINAL for filing.**

Tate Law Firm  
510 N. Sheridan Rd Ste. A  
Tulsa OK 74115-7844

1-10

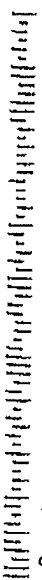


7011 3500 0003 3605 5980



The Hartford Insurance  
1 Hartford Plaza  
Hartford CT 06155-0001

06155+0001



1-10-1-10



**ORIGINAL SUMMONS**  
**IN THE DISTRICT COURT OF ~~XXXXXX~~ COUNTY**  
**STATE OF OKLAHOMA, ~~XXXXXXXXXXXXXXXXXXXX~~, OKLAHOMA ~~XXXXXX~~**

\_\_\_\_\_

Plaintiff(s)

vs. \_\_\_\_\_

\_\_\_\_\_

Defendant(s)

Case No. \_\_\_\_\_

Attorney(s) for Plaintiff(s)

Name \_\_\_\_\_

Address \_\_\_\_\_

Telephone \_\_\_\_\_

To the above-named defendant(s)

Appointed to serve. PSL# \_\_\_\_\_

Authorized by \_\_\_\_\_

You have been sued by the above named plaintiff(s), and you are directed to file a written answer to the attached petition and order in the court at the above address within twenty (20) days after service of this summons upon you exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the plaintiff. Unless you answer the petition within the time stated judgment will be rendered against you with costs of the action.

Issued this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Sally ~~Howe~~ Smith, Court Clerk

By \_\_\_\_\_, Deputy Court Clerk

(Seal)

This summons and order was served on \_\_\_\_\_  
(date of service)

\_\_\_\_\_  
(Signature of person serving summons)

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Page 1 of 2

English

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Customer Service

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Tracking Number: 70113500000336055980

Date: Monday, September 14, 2015

## Product &amp; Tracking Information

## Available Actions

## Postal Product:

Features:  
Certified Mail™

View Details

View Details

September 14, 2015, 6:35  
am

Departed

HARTFORD, CT 06115

View Details

September 14, 2015, 4:43  
am

Arrived at Unit

HARTFORD, CT 06102

September 12, 2015, 6:27  
pm

Departed USPS Facility

HARTFORD, CT 06104

September 12, 2015, 10:15  
am

Arrived at USPS Facility

HARTFORD, CT 06104

September 11, 2015, 5:39  
am

Departed USPS Facility

TULSA, OK 74141

September 10, 2015, 9:32  
pm

Arrived at USPS Facility

TULSA, OK 74141

## Track Incoming Packages

Tracking (or receipt) number

## Manage Incoming Packages

Track all your packages from a dashboard  
No tracking numbers necessary

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ORIGINAL SUMMONS OKMULGEE  
IN THE DISTRICT COURT OF OKMULGEE COUNTY  
STATE OF OKLAHOMA, OKLAHOMA

TERRY Hamilton

Case No. CS-2015-139

Plaintiff(s)

Attorney(s) for Plaintiff(s)

Name Jessica M. Tate

Address 510 N Sheridan Rd Ste A

vs The Hartford Financial Services  
Group, Hartford Life and Accident, Hartford Fire  
Defendant(s)

Telephone (918) 808-3933

Appointed to serve. PSL#

To the above-named defendant(s)

Authorized by

You have been sued by the above named plaintiff(s), and you are directed to file a written answer to the attached petition and order in the court at the above address within twenty (20) days after service of this summons upon you exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the plaintiff. Unless you answer the petition within the time stated judgment will be rendered against you with costs of the action.

Issued this 4 day of Sept, 2015.

FILED IN DISTRICT COURT  
OKMULGEE COUNTY, OKLA  
OKMULGEE DIVISION

Linda Beaver

Sally Howe-Smith, Court Clerk

By [Signature], Deputy Court Clerk

SEP - 4 2015

(Seal)

LINDA BEAVER, COURT CLERK

By Deputy

This summons and order was served on (date of service)

(Signature of person serving summons)

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THIS SUMMONS.

Return ORIGINAL for filing.



## IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

## CIVIL COVER SHEET

TYPE OF CASE (MUST CHECK ONE) &amp; ALL INFORMATION REQUIRED

CJ-2015- 139

CIVIL

CJ X (over \$10,000)  
 CS (under \$10,000)  
 CV (Miscellaneous Civil)  
 SC (Small Claims-less than \$6,000)  
 SC (Forcible E & D up to \$1,500)

FAMILY AND DOMESTIC

AI (Artificial Insemination)  
 FA (Adoption)  
 FD (Divorce)  
 FI (Income Assignment)  
 FP (Paternity)  
 FR (Reciprocal)  
 FMI (Miscellaneous)

PROBATE

PB (Probate)  
 PC (Conservatorship)  
 PG (Guardianship)  
 FB (Full Blood)

FILED IN DISTRICT COURT  
 OKMULGEE COUNTY, OKLA  
 OKMULGEE DIVISION

PRINCIPAL CAUSE OF ACTION: Auto Negligence AMOUNT ENCLOSED:\$Defendant's Initial Pleading-Entry of Appearance/Answer/ 3<sup>rd</sup> Party Petition

Existing Case No.

(MUST FILL OUT FOLLOWING INFORMATION)

ATTORNEY INFORMATION:Party Representing: PlaintiffName: Jessika M. Tate Firm: Tate Law FirmMailing Address: 510 N. Sheridan Rd., Ste. A City: Tulsa State: OK Zip Code: 74115Phone Number: (918) 805-3955 Fax Number: (918) 430-3516Bar # 22013 E-Mail Address jessika@jtatetulsalaw.comPLAINTIFF INFORMATION

NAME: Hamilton Terry  
 LAST FIRST MIDDLE  
 ADDRESS: 1302 E. 1st St., Apt. D 1302 E. 1st St., Apt. D  
 MAILING ADDRESS PHYSICAL ADDRESS  
 CITY: Okmulgee STATE: OK ZIP: 74445  
 DATE OF BIRTH: 03/09/1959 SOCIAL SECURITY NO./EIN: 440-64-0810  
 D.L. NO. PHONE NO.  
 CELL PHONE NO. (918) 720-8793 E-MAIL ADDRESS

DEFENDANT INFORMATION

NAME: The Hartford Financial Services Group Inc  
 LAST FIRST MIDDLE  
 ADDRESS: One Hartford Plaza One Hartford Plaza  
 MAILING ADDRESS PHYSICAL ADDRESS  
 CITY: Hartford STATE: CT ZIP: 06155  
 DATE OF BIRTH: SOCIAL SECURITY NO./EIN  
 D.L. NO. PHONE NO.  
 Direct PHONE NO. E-MAIL ADDRESS

SUMMONS INFORMATIONNUMBER OF SUMMONS TO BE ISSUED: 1 SUMMONS TO BE ISSUED BY COURT CLERKPETITION & SUMMONS TO BE SERVED BY:ISSUED TO ATTORNEY NO SUMMON ISSUED SHERIFF COUNTY:PROCESS SERVER: PUBLICATION REGISTERED /CERTIFIED MAIL X